



Janice K. Brewer
Governor

John S. Halikowski
Director

ORIGINAL

Arizona Department of Transportation

Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213



0000125152

Floyd Roehrich Jr.
State Engineer

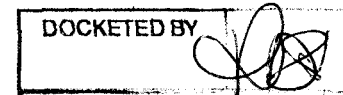
May 10, 2011

Docket Control
Arizona Corporation Commission

Arizona Corporation Commission
DOCKETED

MAY 10 2011

RE: Application to Arizona Corporation Commission
Docket RR-03639A-11-0093
Construction of Grade Separated crossing at Prince Road
Removal of at-grade crossing at Prince Road
In Tucson, Arizona



Per the Procedural Order, enclosed is a copy of the Public advertisement, and copies of letters with return receipts sent to the Union Pacific Railroad, Pima County Department of Transportation and the City of Tucson.

The Public notice was published on the May 3, 2011 edition of the Arizona Daily Star, before the May 6th deadline noted in the Procedural Order

The letters to the Union Pacific Railroad, Pima County Department of Transportation and City of Tucson were sent on April 11, 2011 with return receipts showing delivery between April 12th and April 13th.

Sincerely,

Robert Travis, PE
State Railroad Liaison
Arizona Department of Transportation
205 S 17th Ave, Room 357
MD 618E
Phoenix, AZ 85007
602-712-6193 602-712-3229 fax
rtravis@azdot.gov

Enclosures

Cc: Brian Lehman, ACC by email

RECEIVED
2011 MAY 10 P 4:34
ARIZONA CORPORATION COMMISSION
DOCKET CONTROL



ARIZONA DEPARTMENT OF TRANSPORTATION

PUBLIC NOTICE OF THE HEARING IN THE MATTER OF THE APPLICATION OF THE ARIZONA DEPARTMENT OF TRANSPORTATION TO BOTH CONSTRUCT A NEW GRADE SEPARATED CROSSING AT PRINCE ROAD AND TO REMOVE THE EXISTING AT-GRADE CROSSING AT PRINCE ROAD OF THE UNION PACIFIC RAILROAD IN THE CITY OF TUCSON, PIMA COUNTY, ARIZONA. (DOCKET NO. RR-03639A-11-0093)

On February 28, 2011, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") an Application for approval for ADOT to both construct a grade separated crossing at Prince Road in the City of Tucson ("City"), Pima County, Arizona, at USDOT No. 412-487-J, and to remove the existing at-grade crossing at Prince Road of the Union Pacific Railroad ("Railroad") at USDOT No. 741-105-J ("Application").

The Application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and on the internet via the Commission website (<http://www.azcc.gov>) using the e-docket function.

The Commission will hold a hearing on this matter commencing on July 6, 2011, at 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to Applicant or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

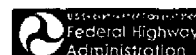
1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of Railroad, a neighboring property owner, a crossing user, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motion to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before May 31, 2011.

The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

If you have any questions about this Application, you may contact ADOT State Railroad Liaison Robert Travis at 602-712-6193 or RTravis@azdot.gov. If you wish to file written comments on the Application or want further information on intervention, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007, or call 602-542-4251 or 1-800-222-7000, or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request this document in an alternative format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, email SABernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.





Arizona Department of Transportation

Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
Governor

John S. Halikowski
Director

Floyd Roehrich Jr.
State Engineer

April 11, 2011

Bob Roggenthen
Civil Engineer Manager
Traffic Engineering Division
Pima County DOT
1313 S. Mission Rd
Tucson, AZ 85713-1398

RE: Application to Arizona Corporation Commission
Docket RR-03639A-11-0093
Construction of Grade Separated crossing at Prince 1
Removal of at-grade crossing at Prince Road
In Tucson, Arizona
CERTIFIED MAIL # 7003 2260 0006 7208 2632

Enclosed is a copy of the Procedural order from the Arizona Corporation Commission regarding ADOT's proposal to construct a new grade separated structure over the UPRR mainline and to authorize the UPRR to remove the existing at-grade crossing at Prince Road, located at rail mile 979.56 on the Gila Subdivision.

A hearing will be held on this matter on July 6, 2011 at 10:00 am at the ACC Commission office, 1200 West Washington Street, Room 10

Sincerely,

Robert Travis, PE
State Railroad Liaison
Arizona Department of Transportation
205 S 17th Ave, Room 357
MD 618E
Phoenix, AZ 85007
602-712-6193 602-712-3229 fax
rtravis@azdot.gov

Enclosures

CC: Alexander Popovici, UPRR
Jim Rossi, City of Tucson
Marcel Benberou, ADOT
Todd Emery, ADOT
Stephen Wilson, ADOT
William Schlesinger, AECOM

PS Form 3800, June 2002 See Reverse for Instructions

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1. Article Addressed to:
Bob Roggenthen
Traffic Engineering
Pima County DOT
1313 S Mission Rd
Tucson Az 85713-1398

2. 7003 2260 0006 7208 2632

PS Form 3811, February 2004 Domestic Return Receipt

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A. Signature
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4. Restricted Delivery? (Extra Fee) Yes

H0241
ACC Proceed

102595-02-M-154C



Arizona Department of Transportation

Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
Governor

John S. Halikowski
Director

April 11, 2011

Floyd Roehrich Jr.
State Engineer

Jim Rossi
City of Tucson
Real Estate Division
PO Box 27210
Tucson, AZ 85726-7210

RE: Application to Arizona Corporation Commission
Docket RR-03639A-11-0093
Construction of Grade Separated crossing at Prince R
Removal of at-grade crossing at Prince Road
In Tucson, Arizona

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City, State, ZIP+4		

PS Form 3800, June 2002

See Reverse for Instructions

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A hearing will be held on this matter on July 6, 2011 at 10:00 am at the ACC Commission office, 1200 West Washington Street, Room 100 in Phoenix, Arizona.

Sincerely,

Robert Travis, PE
State Railroad Liaison
Arizona Department of Transportation
205 S 17th Ave, Room 357
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Phoenix, AZ 85007
602-712-6193 602-712-3229 fax
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Enclosures

CC: Alexander Popovici, UPRR
Bob Roggenthen, Pima Count
Marcel Benberou, ADOT
Todd Emery, ADOT
Stephen Wilson, ADOT
William Schlesinger, AECOM

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1. Article Addressed to:

Jim Rossi
City of Tucson
PO Box 27210
Tucson AZ 85726-7210

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below:

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2 7003 2260 0006 7208 2625

HL02H1 ACC procedure

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154



Arizona Department of Transportation
Intermodal Transportation Division
 206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
Governor

John S. Halikowski
Director

April 11, 2011

Alexander Popovici
Manager of Industrial and Public Projects
Union Pacific Railroad
2073 E Jade Drive
Chandler, AZ 85286

RE: Application to Arizona Corporation Commission
 Docket RR-03639A-11-0093
 Construction of Grade Separated crossing at Prince
 Removal of at-grade crossing at Prince Road
 In Tucson, Arizona
 CERTIFIED MAIL # 7003 2260 0006 7208 2618

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Street, Apt. No., or PO Box No. H 6241 All Pcs	
City, State, ZIP+4	
PS Form 3800, June 2002 See Reverse for Instructions	

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<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		A. Signature <input checked="" type="checkbox"/> Margod Hill <input type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Received by (Printed Name) Margod Hill C. Date of Delivery 4-12-11 D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:	
1. Article Addressed to:			
Mr Alexander Popovoci Manager of Industrial and Public Projects Union Pacific Railroad 631 S 7 th Street Phoenix, AZ 85034			
2.		3. Service Type	
		<input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
4. Restricted Delivery? (Extra Fee)		<input type="checkbox"/> Yes <input type="checkbox"/> No	
7003 2260 0006 7208 2618		4-12-11 All Notice	

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-154